

C O U N C I L C O M M U N I C A T - O N

TO: THE CITY COUNCIL
FROM: THE CITY MANAGERS OFFICE

COUNCIL MEETING DATE:
SEPTEMBER 7, 1988

SUBJECT: APPEAL OF ROSEMARIE MENDONCA OF THE PLANNING COMMISSION'S DENIAL OF A PROPOSED
 GENERAL PLAN AMENDMENT AND REZONING - 537 AND 539 EAST PINE STREET

RECOMMENDED ACTION: That the City Council, by motion action, set for public hearing at the adjourned regular meeting of September 28, 1988 the appeal of the Planning Commission's denial of a proposed General Plan amendment and rezoning at 537 and 539 East Pine Street.


BACKGROUND INFORMATION: At its meeting of Monday, August 8, 1988, the Lodi City Planning Commission denied the following items requested by Ms Mendonca:

1. To amend the land use element of the Lodi General Plan by redesignating the parcel at 537 and 539 East Pine Street from Single-Family Residential to Commercial.
2. To rezone the parcel at 537 and 539 East Pine Street from R-1, Single-Family Residential, to C-2 General Commercial.

Section 17.84.050 of the Lodi Municipal Code provides the following procedure:

"If the Planning Commission report denies the proposed change or amendment or reclassification, the applicant, upon notification of such action, may within 20 days thereafter appeal to the City Council".

Attached, marked Exhibit A, is a copy of a letter received from Ms Mendonca appealing the Planning Commission's action in this matter.


Alice M. Reimche
City Clerk

AMR:jj

COUNC028
TXTA.02D

EXHIBIT A

August 25, 1988

RE: 537 and 539E Pine, Lodi

Alice M. Reimche, City Clerk
City Hall, 221 W. Pine St
Lodi, CA

RECEIVED

1988 AUG 25 PM 3:21

ALICE M. REIMCHE
CITY CLERK
CITY OF LODI

Dear Mrs. Reimche:

I am writing to appeal the Planning Commission's denial of the General Plan Amendment and the Rezoning of above referenced parcels.

I would like to take whatever steps are necessary to appeal this decision, because of the hardship we feel the city is imposing upon us.

Thank you for your attention to this matter.

Yours truly,

Rose Marie Mendonca

RoseMarie Mendonca

CITY COUNCIL

JAMES W. PINKERTON, Jr., Mayor
JOHN R. (Randy) SNIDER
Mayor Pro Tempore
DAVID M. HINCHMAN
EVELYN M. OLSON
FRED M. REID

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
CALL BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
TELECOPIER (209) 333-6795

THOMAS A. PETERSON
City Manager
ALICE M. REIMCHE
City Clerk
BOB McNATT
City Attorney

August 9, 1988

Manuel and Rose Marie Mendonca
1 North Cherokee Lane
Lodi, CA 95240

Dear Mr. and Mrs. Mendonca:

SUBJECT: General Plan Amendment and Rezoning
537 & 539 East Pine Street

At its meeting of Monday, August 8, 1988, the Lodi City Planning Commission denied the following items requested by you:

1. To amend the land use element of the Lodi General Plan by redesignating the parcel at 537 and 539 East Pine Street from Single-Family Residential to Commercial.
2. To rezone the parcel at 537 and 539 East Pine Street from R-1, Single-Family Residential, to C-2 General Commercial.

Section 17.84.050 of the Lodi Municipal Code provides the following procedure:

"If the Planning Commission report denies the proposed change or amendment or reclassification, the applicant, upon notification of such action, may within 20 days thereafter appeal to the City Council."

Your appeal must be in writing and should be directed to Alice M. Reimche, City Clerk, Call Box 3006, Lodi, CA 95241-1910. It must be received by her by 5:00 p.m. August 29, 1988.

Sincerely,

DAVID MORIMOTO, AICP
Acting Planning Commission Secretary

NOTICE OF PUBLIC HEARING

TO CONSIDER THE APPEAL OF ROSEMARIE MENDONCA
OF THE PLANNING COMMISSION'S DENIAL REGARDING
THE GENERAL PLAN AMENDMENT AND REZONING OF PARCELS
LOCATED AT 537 AND 539 EAST PINE STREET

NOTICE IS HEREBY GIVEN that on Wednesday, September 28, 1988 at the hour of 7:30 pm., or as soon thereafter as the matter may be heard, the Lodi City Council will conduct a public hearing to consider the appeal of RoseMarie Mendonca of the Planning Commission's denial regarding the General Plan Amendment and Rezoning of parcels located at 537 and 539 East Pine Street.

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein and oral statements may be made at said hearing.

If you challenge the subject matter in court you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, Lodi, California, at or prior to, the Public Hearing.

By Order Of the Lodi City Council:


Alice M. Rasmussen
City Clerk

City Clerk

Dated: September 7, 1988

Approved as to form:

Bobby W. McNatt
City Attorney
City Attorney



TXTA.02D

DECLARATION OF MAILING

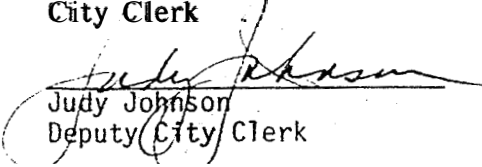
On September 14, 1988 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 14, 1988, at Lodi, California.

ALICE M. REIMCHE
City Clerk


Judy Johnson
Deputy City Clerk

NOTICE OF PUBLIC HEARING

TO CONSIDER THE APPEAL OF ROSEMARIE MENDONÇA
OF THE PLANNING COMMISSION'S DENIAL REGARDING
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By Order Of the Lodi City Council :


Alice R. Brumche
City Clerk

Dated: September 7, 1988

Approved as to form:

Bobby W. McNatt
City Attorney

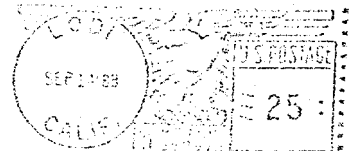
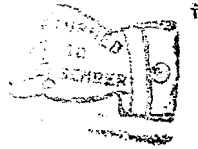


TXTA 020

MAILING LIST FOR: 537 E PINE 013-170-10 (MEXICO)							FILE #
flche	grkl	AP#	OWNERS NAME	MAILING ADDRESS	CITY, STATE	ZIP	
297	B1	013-170-6	HOLT JOSEPH	3156 THISTLEDOWN CT	PLENTANTON CA	94566	
021	M16	7	GALLO JUANNA	525 E PINE			
021	M16	8	PETERSON MIRIAM	533 E PINE			
021	M16	9	MILGROM MIRIAM	533 E PINE			
021	M16	11	MENDONCA MARVILL	1 N CLERCKEE			
021	M16	12	MENDONCA MARVILL	1 N CLERCKEE			
021	O16	13	BESTOLMIDE'S MARY - MARIA	511 E PINE			
021	C16	013-170-1	CUSLIDGE KATHIRN	1020 BROADWAY	STOCKTON CA	95205	
282	P15	2	MOORE VB	15662 N DAVIS RD.			
323	B9	3	BEACON OIL CO.	PO BOX 466	HANFORD CA	93230	
021	P16	4	WIMBIRKY ROBERT	1153 N TOKAY			
021	P16	5	JOYAL ANNEX	20359 LOTAR CT	BRANFLOCA CA	95070	
021	B17	6	HELTZMANN ANNA	532 E ELM			
021	B17	7	STAPLEBERG BERNARD	532 1/2 E ELM			
282	B16	8	BAEZ JOSE + ANGELINA	526 E ELM			
021	C17	9	CAVazos RUBEN + CARMEN	524 E ELM			
021	C17	10	CAVazos RUBEN + CARMEN	524 E ELM			
021	C17	11	BOZINA LINDA + CLAUDIA	37899 HUNTS CT	FIREMONT CA	94531	
274	F14	12	OKUNIL H HERT	520 E ELM			
021	D17	13	CARRILLO VENTURA	520 E ELM			
021	D17	14	TANIGUCHI ROY	516 E ELM			
021	E17	15	CORDERO ORNELA	516 1/2 E ELM			
218	C17	013-170-20	LYNN HENRIET	PO BOX 1330		95211	
266	C16	21	CRAWFORD SYMONE + JIM	7201 E REACT RD			
021	M16	013-160-5	BRITTI DAVID	516 E PINE			
218	B17	6	ADKINS GARY + LARRY	522 E PINE			
021	I16	7	VANDERHIL EDWARD	522 1/2 E PINE			
021	I16	8	LUSID				
218	D17	013-210-27	BEATSCHE VICKIE	114 OTA DR		95212	
022	C2	28	CLARK HOWARD	6797 E HWY 12			
022	C2	29	CLARK HOWARD	6797 E HWY 12			
022	C2	30	CLARK HOWARD	6797 E HWY 12			
022	C2	31	WANG SHU	707 EVERT CT			
022	C2	32	CLARK HOWARD	6797 E HWY 12			
022	C2	33	CLARK HOWARD	PO BOX 1634		95211	
022	C2	34	CLARK HOWARD	6797 E HWY 12			
022	B3	013-210-1	BARHAM LARRY	604 E PINE			
310	M1	13	GRACE LINDA	PO BOX 410			
317	M14	18	1111 STREET PROPERTIES	901 CAMBIST WAY	CAMPBELL CA	95008	

CITY OF LODI

CITY HALL, 221 W. PINE ST.
CALL BOX 3006
LODI, CALIFORNIA 95241-1910



Edward Vandehey
522-1/2 E. Pine St.
Lodi, CA 95240

MWS
10/11

City Clerk

- S*
- ☒ Moved, left no address
 - ☐ No such number
 - ☐ Moved, not forwardable
 - ☐ Addressee unknown

VAN 22 111628N1 09/16/88

RETURN TO SENDER
NO FORWARDING ORDER ON FILE
UNABLE TO FORWARD